

10/522739

DT15 Rec'd PCT/PTO 28 JAN 2005

Attorney Docket No.: 213222.00099
Customer No. 27160

National Phase of
PCT/CA2003/001131

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|---------------------------------------------------------------------------------------------|---|------------------------------------|
| In re Application of: | : | |
| Anthony GERKIS | : | Group Art Unit: Not Yet Assigned |
| Application No.: Not Yet Assigned | : | Examiner: Not yet Assigned |
| Filed: January 28, 2005 | : | Confirmation No.: Not Yet Assigned |
| For: AUTOMATIC RETRANSMIT REQUEST PROTOCOL FOR CHANNELS WITH TIME-VARYING CAPACITY | : | Atty. Dkt. No.: 213222.00099 |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 28, 2005

PRELIMINARY AMENDMENT

Dear Sir:

Prior to examination on the merits, kindly amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 11 of this paper.